

**CALENDAR ITEM
C57**

A 37

08/19/15
PRC 4402.9
K. Colson
D. Simpkin

S 19

**AMENDMENT OF PUBLIC AGENCY PERMIT AND RIGHT-OF-WAY MAPS
PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE AND
SECTION 6210.3 OF THE PUBLIC RESOURCES CODE**

APPLICANT:

California Department of Transportation
100 S. Main Street
Los Angeles, CA 90012

AREA, LAND TYPE, AND LOCATION:

120 acres, more or less, of filled sovereign land in the Pacific Ocean, near the unincorporated community of Seacliff, Ventura County.

AUTHORIZED USE:

Maintain existing freeway fill and construct and maintain appurtenant improvements for the Ventura Freeway, State Highway 101.

LEASE TERM:

Continuous use plus one year, beginning June 1, 2010.

CONSIDERATION:

Reasonable value of the right-of-way to be deposited into the State Parks and Recreation Fund.

OTHER PERTINENT INFORMATION:

1. On March 24, 1970, pursuant to Section 101.5 of the Streets and Highways Code, the Commission approved right-of-way maps and issued a Public Agency Permit to the Department of Public Works, Division of Highways (now California Department of Transportation or Caltrans) for the placement of fill and construction of highway improvements on sovereign lands of the state in the Pacific Ocean near the unincorporated community of Seacliff, Ventura County.
2. On August 20, 2010, the Commission authorized the termination of the previous Public Agency Permit and the issuance of a new Public Agency Permit and right-of-way maps to allow for the expansion of certain

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improvements adjacent to the existing highway fill and appurtenant to the continued operation and maintenance of the highway.

3. The Commission and Caltrans have been engaged in litigation with the Seacliff Homeowners Association. As part of the settlement of litigation, Caltrans now desires to amend the existing Public Agency Permit by adding the additional Right-of-Way Map No. 19870-C, attached as Exhibit B.
4. The additional right-of-way map shows a continuation of rock revetment that connects to and supports the revetment in front of the highway improvements constructed in the early 1970s. The additional rock revetment was also constructed in the 1970s.
5. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

6. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq.; however, the Commission has declared that all lands are “significant” by nature of their public ownership (as opposed to “environmentally significant”). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code section 6370 et seq., use classifications for such lands have not been designated. Therefore, the finding of the project’s consistency with the use classification as required by California Code of Regulations, Title 2, section 2954 is not applicable.

EXHIBITS:

- A. Site and Location Map
- B. Right-of-Way Map No. 19870-C

CALENDAR ITEM NO. **C57** (CONT'D)

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

AUTHORIZATION:

Approve the Amendment of Public Agency Permit PRC No. 4402.9 to add new Right-of-Way Map No. 19870-C, shown on Exhibit B, attached and by this reference made a part hereof, submitted by the California Department of Transportation pursuant to Section 101.5 of the Streets and Highways Code and as authorized by Section 6210.3 of the Public Resources Code, for the continuous use plus one year, of a right-of-way for a portion of the Ventura Freeway, State Highway 101.

NO SCALE

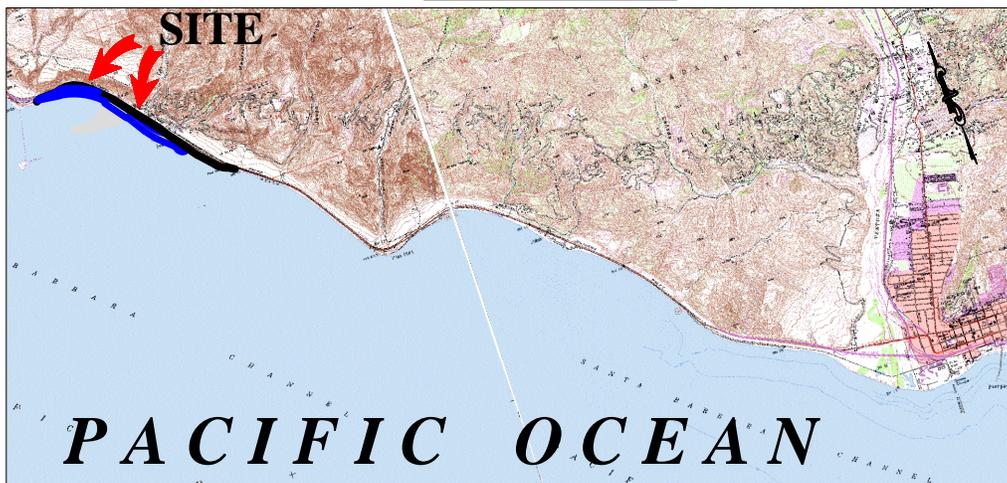
SITE



CALTRANS S&H CODE 101.5 AREAS NEAR SEA CLIFF

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

Exhibit A

PRC 4402.9
CALTRANS
R/W § 101.5, STREETS &
HIGHWAYS CODE
VENTURA COUNTY



EXHIBIT B

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION TO DESCRIBE AN APPLICATION FOR STATE LANDS MADE PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE.

STATE OF CALIFORNIA
STATE LANDS COMMISSION

THIS MAP IS HEREBY APPROVED AND FILED FOR RECORD WITH THE STATE LANDS COMMISSION PURSUANT TO THE PROVISIONS OF SECTION 101.5 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE.

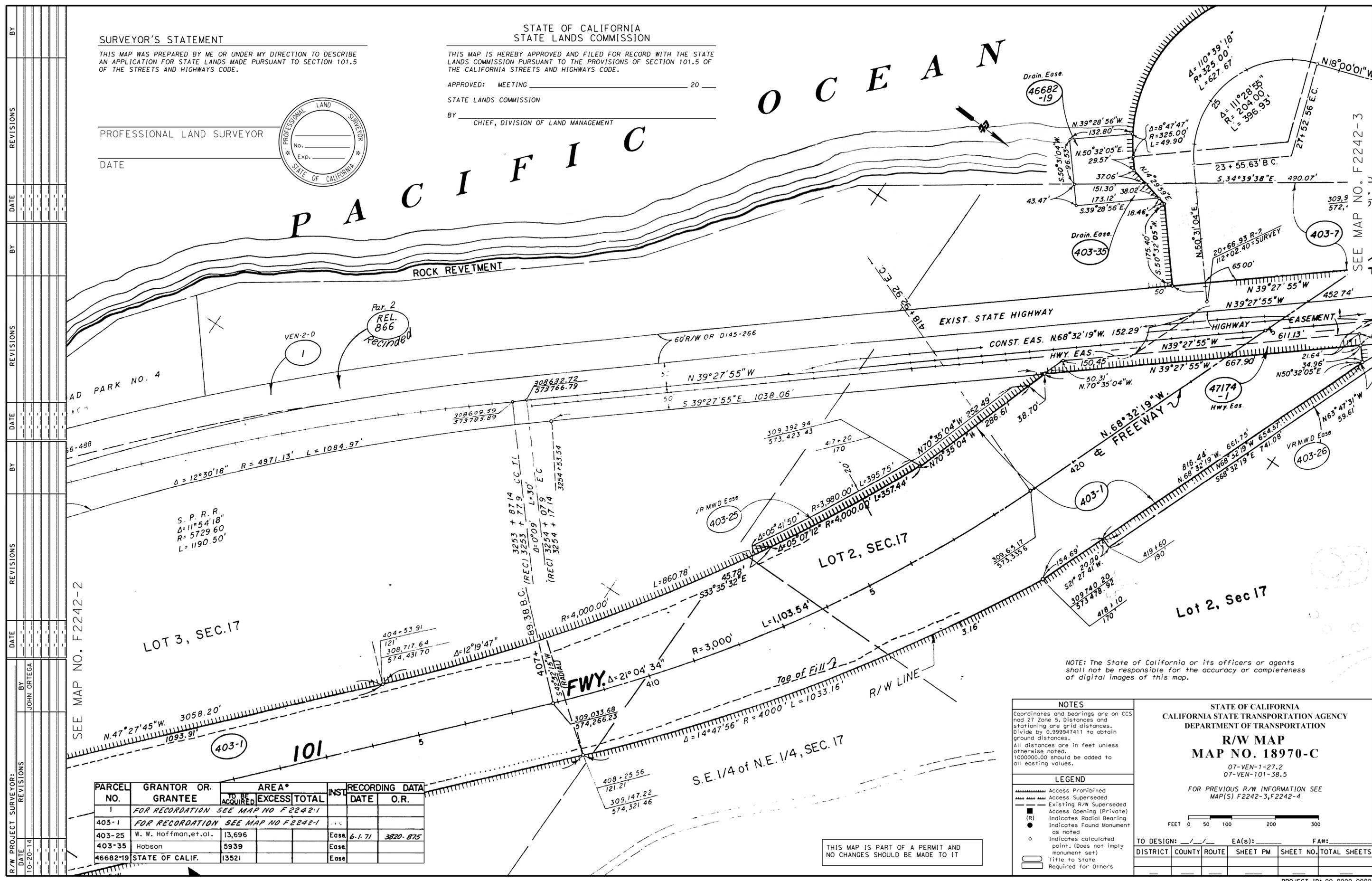
APPROVED: MEETING _____ 20____
STATE LANDS COMMISSION
BY _____
CHIEF, DIVISION OF LAND MANAGEMENT

PROFESSIONAL LAND SURVEYOR



DATE

PACIFIC OCEAN



| R/W PROJECT SURVEYOR: | DATE | REVISIONS | BY | DATE | REVISIONS | BY | DATE | REVISIONS | BY | DATE | REVISIONS | BY |
|-----------------------|----------|-----------|----|------|-----------|----|------|-----------|----|------|-----------|----|
| JOHN ORTEGA | 10-20-14 | | | | | | | | | | | |

SEE MAP NO. F2242-2

SEE MAP NO. F2242-3

| PARCEL NO. | GRANTOR OR. GRANTEE | AREA* | | INST. | RECORDING DATA | |
|------------|------------------------------------|----------------|--------------|----------|----------------|----------|
| | | TO BE ACQUIRED | EXCESS TOTAL | | DATE | O.R. |
| 1 | FOR RECORDATION SEE MAP NO F2242-1 | | | | | |
| 403-1 | FOR RECORDATION SEE MAP NO F2242-1 | | | | | |
| 403-25 | W. W. Hoffman, et al. | 13,696 | | Easement | 6-1-71 | 3820-875 |
| 403-35 | Hobson | 5939 | | Easement | | |
| 46682-19 | STATE OF CALIF. | 13521 | | Easement | | |

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

NOTES
Coordinates and bearings are on CCS nad 27 Zone 5. Distances and stationing are grid distances. Divide by 0.999947411 to obtain ground distances. All distances are in feet unless otherwise noted. 1000000.00 should be added to all easting values.

LEGEND

- Access Prohibited
- Access Superseded
- Existing R/W Superseded
- Access Opening (Private)
- (R) Indicates Radial Bearing
- Indicates Found Monument as noted
- Indicates calculated point. (Does not imply monument set)
- Title to State
- Required for Others

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
DEPARTMENT OF TRANSPORTATION

**R/W MAP
MAP NO. 18970-C**

07-VEN-1-27.2
07-VEN-101-38.5

FOR PREVIOUS R/W INFORMATION SEE
MAP(S) F2242-3, F2242-4

TO DESIGN: _____ EA(S): _____ FA#:

| DISTRICT | COUNTY | ROUTE | SHEET PM | SHEET NO. | TOTAL SHEETS |
|----------|--------|-------|----------|-----------|--------------|
| | | | | | |

FEET 0 50 100 200 300

THIS MAP IS PART OF A PERMIT AND NO CHANGES SHOULD BE MADE TO IT